

SPECIAL MEETING OF THE OKLAHOMA WORKERS' COMPENSATION COMMISSION

~ APPEALS ~

Tuesday, September 28, 2021
1:00 p.m.
Commission Chambers
1915 N. Stiles Ave.
Oklahoma City, Oklahoma
www.wcc.ok.gov

MINUTES

Members present: Chairman Jordan Russell, Commissioner Megan Tilly, and Commissioner Scott Biggs.

Staff present to support the Commission: Alexander Watkins.

STATEMENT OF OKLAHOMA OPEN MEETING LAW COMPLIANCE

Chairman Russell stated the administrative meeting was being held in compliance with the Open Meetings Act.

CALL TO ORDER **Presiding Appellate Officer, Chairman Russell**

Call to order 1:30 p.m. by Chairman Russell, Presiding Appellate Officer.

ROLL CALL **Presiding Appellate Officer, Chairman Russell**

After the roll call was taken, Chairman Russell announced the presence of a Quorum.

A. MINUTES:

- The drafted Minutes of the Regular Appeals Meeting of August 12, 2021, were considered for approval.

Motion: Commissioner Tilly made a motion to approve the Special Appeals Meeting of August 12, 2021, minutes.

Second: Chairman Russell

Those Voting Aye: Chairman Russell and Commissioner Tilly.

Abstained: Commissioner Biggs

THE MOTION CARRIED: MINUTES APPROVED

B. Commission Consideration of Adoption of Final Orders in the Following Cases:

1. Valerie Wilson v. MITF, File #CM2017-00270K

Claimant filed an appeal from the order issued by Administrative Law Judge McMillin. Alex Forbes appeared for the Claimant and Jennifer Finley appeared for the Respondent.

This case came on for Oral Argument on January 15, 2021. After reviewing the record, hearing oral argument of counsel, and deliberating, the Commission took this case under advisement.

Motion: Commissioner Tilly moved to adopt order as proposed.

Second: Chairman Russell

Those Voting Aye: Chairman Russell and Commissioner Tilly.

Abstained: Commissioner Biggs

THE MOTION CARRIED: ORDER ADOPTED

2. Carlton Thomas v. Cameron Logistics LLC and United Wisconsin Insurance Co., File #CM2019-05408R

Respondent filed an appeal from the order issued by Administrative Law Judge Blodgett. Timothy Kent appeared for the Claimant and Blake Farris appeared for the Respondent.

This case came on for Oral Argument on April 16, 2021. After reviewing the record, hearing oral argument of counsel, and deliberating, the Commission took this case under advisement.

Motion: Commissioner Tilly moved to adopt order as proposed.

Second: Chairman Russell

Those Voting Aye: Chairman Russell and Commissioner Tilly.

Abstained: Commissioner Biggs

THE MOTION CARRIED: ORDER ADOPTED

3. Sandra Bennett v. Multiple Injury Trust Fund, File #CM2017-04820XMIF

Claimant filed an appeal from the order issued by Administrative Law Judge Egan. Susan H. Jones appeared for the Claimant and Travis Colt appeared for the Respondent.

This case came on for Oral Argument on May 21, 2021. After reviewing the record, hearing oral argument of counsel and deliberating, Commissioner Tilly moved to take preliminary action to affirm the Administrative Law Judge's Order and instructed Appellate Counsel or other staff member to draft a proposed order to be considered at a future meeting.

Motion: Commissioner Tilly moved to adopt order as proposed.

Second: Chairman Russell

Those Voting Aye: Chairman Russell and Commissioner Tilly.

Abstained: Commissioner Biggs

THE MOTION CARRIED: ORDER ADOPTED

4. J. Asuncion Abonza v. Exterran Holdings Inc. and American Zurich Insurance Co., File #CM2015-08100F/CM2016-03867H

Claimant filed an appeal from the order issued by Administrative Law Judge McMillin. Bret A. Unterschuetz appeared for the Claimant. Michael Fagan and Taylor K. Weder appeared for the Respondent.

Motion: Commissioner Tilly moved continue this order to the next appeals meeting.

Second: Chairman Russell

Those Voting Aye: Chairman Russell and Commissioner Tilly.

Abstained: Commissioner Biggs

THE MOTION CARRIED: ORDER CONTINUED

ADJOURNMENT

Motion: Commissioner Tilly moved to adjourn the meeting at approximately 1:20 p.m.

Second: Chairman Russell.

Those Voting Aye: Chairman Russell, Commissioner Tilly, and Commissioner Biggs.

THE MOTION CARRIED: THE MEETING WAS ADJOURNED.